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Attorneys for Plaintiff

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,	)	
	)	Case No. 3:03-cr-0123-02 - (JWS)
Plaintiff,	)	
	)	
V.	)	
	)	OPPOSITION TO MOTION TO
TRENT D. ANTWINE,	)	<u>UNSEAL</u>
	)	
Defendant.	)	
	_)	

COMES NOW Plaintiff United States of America, by and through undersigned counsel, and hereby opposes defendant's motion to unseal Dockets 86-1, filed 09/08/03, 87-1, filed 09/08/03 and 89-1, filed 09/09/03. Defendant's motion is tantamount to a "fishing expedition" with no apparent justification. Simply stating that sealed documents are "needed for sentencing" is insufficient to

justify their unsealing. Indeed, the undersigned cannot find reference to these docket numbers in the United States' own file, and therefore they may pertain to ex parte filings made by one of the defendants. In any event, there appears to be no basis to unseal these filings.

RESPECTFULLY SUBMITTED this 24th day of January, 2006 in Anchorage, Alaska.

> DEBORAH M. SMITH Acting United States Attorney

s/ Frank V. Russo Assistant U.S. Attorney Federal Building & U.S. Courthouse 222 West Seventh Avenue, #9, Room 253 Anchorage, Alaska 99513-7567 (907) 271-5071 (907) 271-1500 (fax) Frank.Russo@usdoj.gov

I declare under penalty of perjury that a true and correct copy of the foregoing was sent to the following counsel of record on January 3, 2006, via:

(X) Electronic case filing notice

Hugh Fleischer, Assistant Federal Public Defender

Executed at Anchorage, Alaska, on January 25, 2006

s/ Frank V. Russo

Office of the U.S. Attorney

U.S. v. Trent D. Antwine, 3:03-cr-0123-02-(JWS)